



General Assembly

February Session, 2006

Amendment

LCO No. 4841

SB0064204841SD0

Offered by:
SEN. FINCH, 22nd Dist.

To: Subst. Senate Bill No. 642

File No. 380

Cal. No. 266

"AN ACT CONCERNING CLEAN DIESEL AND BIODIESEL."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective October 1, 2006*) (a) For purposes of this
4 section, "mobile source" means a source of air pollution designed or
5 constructed to move from one location to another during normal
6 operation, including, but not limited to, an automobile, bus, aircraft,
7 locomotive operating on rails, lawnmowers and other small home
8 appliances. "Mobile source" does not mean portable equipment, a
9 school bus, as defined in section 14-275 of the general statutes, a farm
10 implement, as defined in section 14-1 of the 2006 supplement to the
11 general statutes, an agricultural tractor, as defined in said section 14-1,
12 special mobile equipment, as defined in said section 14-1, a lawn
13 mower, a crane, as defined in section 29-221 of the general statutes,
14 hoisting equipment, as defined in said section 29-221, or a vehicle that
15 runs only on rails or tracks.

16 (b) No person shall operate a mobile source for more than three
17 consecutive minutes when such mobile source is not in motion, except
18 (1) when a mobile source is forced to remain motionless because of
19 traffic conditions or mechanical difficulties over which the operator
20 has no control, (2) when it is necessary to operate defrosting, heating
21 or cooling equipment to ensure the safety or health of the driver or
22 passengers, (3) when it is necessary to operate auxiliary equipment
23 that is located in or on the mobile source to accomplish the intended
24 use of the mobile source, (4) to bring the mobile source to the operating
25 temperature recommended by the manufacturer, (5) when the mobile
26 source is below twenty degrees Fahrenheit, (6) when the mobile source
27 is undergoing maintenance that requires such mobile source to be
28 operated for more than three consecutive minutes, (7) when a mobile
29 source is in queue to be inspected by United States military personnel
30 prior to gaining access to a United States military installation, (8) when
31 the mobile source is being utilized in an emergency medical service, or
32 (9) when the mobile source is being used in the provision of medical
33 livery service.

34 (c) Any person who violates any provision of this section shall be
35 deemed to have committed an infraction and shall be fined not more
36 than ninety dollars, except that where such person is not the owner of
37 the subject mobile source, the owner of the subject mobile source shall
38 be deemed to have committed an infraction and shall be fined not
39 more than ninety dollars.

40 Sec. 502. Subsection (b) of section 51-164n of the 2006 supplement to
41 the general statutes is repealed and the following is substituted in lieu
42 thereof (*Effective October 1, 2006*):

43 (b) Notwithstanding any provision of the general statutes, any
44 person who is alleged to have committed (1) a violation under the
45 provisions of section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-
46 283, 7-325, 7-393, 8-25, 8-27, 9-63, 9-296, 9-305, 9-322, 9-350, 10-193, 10-
47 197, 10-198, 10-230, 10-251, 10-254, 12-52, 12-170aa, as amended, 12-292,
48 or 12-326g, as amended, subdivision (4) of section 12-408, subdivision

49 (3), (5) or (6) of section 12-411, section 12-435c, 12-476a, 12-476b, 12-487,
50 13a-71, 13a-107, 13a-113, 13a-114, 13a-115, 13a-117b, 13a-123, as
51 amended, 13a-124, 13a-139, 13a-140, 13a-143b, 13a-247 or 13a-253,
52 subsection (f) of section 13b-42, section 13b-90, 13b-221, 13b-292, 13b-
53 336, 13b-337, 13b-338, 13b-410a, 13b-410b or 13b-410c, subsection (a),
54 (b) or (c) of section 13b-412, section 13b-414, subsection (d) of section
55 14-12, as amended, section 14-20a or 14-27a, subsection (e) of section
56 14-34a, subsection (d) of section 14-35, section 14-43, 14-49, as
57 amended, 14-50a or 14-58, subsection (b) of section 14-66, as amended,
58 section 14-66a, 14-66b or 14-67a, subsection (g) of section 14-80,
59 subsection (f) of section 14-80h, as amended, section 14-97a, 14-100b,
60 14-103a, 14-105a, 14-106a, 14-106c, 14-146, 14-152, 14-153 or 14-163b, a
61 first violation as specified in subsection (f) of section 14-164i, section
62 14-219 as specified in subsection (e) of [said] section 14-164i, section
63 501 of this act, subdivision (1) of section 14-223a, as amended, section
64 14-240, 14-249, as amended, or 14-250, as amended, subsection (a), (b)
65 or (c) of section 14-261a, section 14-262, 14-264, 14-267a, 14-269, 14-270,
66 as amended, 14-275a, 14-278 or 14-279, subsection (e) of section 14-283,
67 as amended, section 14-291, 14-293b, 14-319, 14-320, 14-321, 14-325a,
68 14-326, 14-330 or 14-332a, subdivision (1), (2) or (3) of section 14-386a,
69 section 15-33, subsection (a) of section 15-115, section 16-256, 16-256e,
70 16a-15, as amended, or 16a-22, subsection (a) or (b) of section 16a-22h,
71 section 17a-24, 17a-145, as amended, 17a-149, 17a-152, 17a-465, 17a-642,
72 17b-124, 17b-131, 17b-137 or 17b-734, subsection (b) of section 17b-736,
73 section 19a-30, 19a-33, 19a-39 or 19a-87, subsection (b) of section 19a-
74 87a, section 19a-91, 19a-105, 19a-107, 19a-215, 19a-219, 19a-222, 19a-224,
75 19a-286, 19a-287, 19a-297, 19a-301, 19a-309, 19a-335, 19a-336, 19a-338,
76 19a-339, 19a-340, 19a-425, 19a-502, 20-7a, as amended, 20-14, 20-158, 20-
77 231, 20-257, 20-265 or 20-324e, subsection (a) of section 20-341, section
78 20-341l, 20-597, 20-608, 20-610, 21-30, 21-38, 21-39, 21-43, 21-47, 21-48,
79 21-63, as amended, 21-76a, 21a-21, 21a-25, 21a-26 or 21a-30, subsection
80 (a) of section 21a-37, section 21a-46, 21a-61, 21a-63 or 21a-77,
81 subsection (b) of section 21a-79, as amended, section 21a-85, 21a-154,
82 21a-159, 21a-201, 21a-211, 22-13, 22-14, 22-15, 22-16, 22-29, 22-34, 22-35,
83 22-36, 22-38, 22-39, as amended, 22-39a, 22-39b, 22-39c, 22-39d, 22-39e,

84 22-49, 22-54, 22-61, 22-89, 22-90, 22-98, 22-99, 22-100, 22-111o, 22-279,
85 22-280a, 22-318a, 22-320h, 22-324a, 22-326 or 22-342, subsection (b) or
86 (e) of section 22-344, section 22-359, 22-366, 22-391, 22-413, 22-414, 22-
87 415, 22a-66a or 22a-246, subsection (a) of section 22a-250, as amended,
88 subsection (e) of section 22a-256h, subsection (a) of section 22a-381d,
89 section 22a-449, as amended, 22a-461, 23-37, 23-38, 23-46 or 23-61b,
90 subsection (a) or (b) of section 23-65, section 25-37, 25-40, 26-19, 26-21,
91 26-31, 26-40, 26-40a, 26-49, 26-54, 26-59, 26-61, 26-64, 26-79, 26-89, 26-97,
92 26-107, 26-117, 26-128, 26-131, 26-132, 26-138, 26-141, 26-207, 26-215, 26-
93 224a, 26-227, 26-230, 26-294, 28-13, 29-6a, 29-109, 29-161y, 29-161z, 29-
94 198, 29-210, 29-243, 29-277, 29-316, 29-318, 29-341, 29-381, 30-48a, 30-
95 86a, as amended, 31-3, 31-10, 31-11, 31-12, 31-13, 31-14, 31-15, 31-16, 31-
96 18, 31-23, 31-24, 31-25, 31-28, 31-32, 31-36, 31-38, 31-38a, 31-40, 31-44,
97 31-47, 31-48, 31-51, 31-51k, 31-52, 31-52a or 31-54, subsection (a) or (c)
98 of section 31-69, section 31-70, 31-74, 31-75, 31-76, 31-76a, 31-89b or 31-
99 134, subsection (i) of section 31-273, as amended, section 31-288, 36a-
100 787, 42-230, 45a-450, 45a-634 or 45a-658, subdivision (13) or (14) of
101 section 46a-54, as amended, section 46a-59, 46b-22, 46b-24, 46b-34, 46b-
102 38dd, 46b-38gg, 46b-38kk, 47-34a, 47-47, 49-8a, 49-16 or 53-133,
103 subsection (a) or (b) of section 53-211, or section 53-212a, 53-249a, 53-
104 252, 53-264, 53-302a, 53-303e, 53-311a, 53-321, 53-322, 53-323, 53-331, 53-
105 344 or 53-450, or (2) a violation under the provisions of chapter 268, or
106 (3) a violation of any regulation adopted in accordance with the
107 provisions of section 12-484, 12-487 or 13b-410, shall follow the
108 procedures set forth in this section."